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Protracted conflicts in the GUAM area and their implications for international peace, security and development

The situation in the occupied territories of Azerbaijan

Elimination of racism, racial discrimination, xenophobia and related intolerance

Security Council
Sixty-sixth year

Letter dated 25 October 2011 from the Permanent Representative of Azerbaijan to the United Nations addressed to the Secretary-General

In accordance with instructions received from the Government of the Republic of Azerbaijan, I have the honour to draw your attention to the ongoing violations of the ceasefire by the armed forces of the Republic of Armenia recorded for the month of September 2011 (see annex). As a result of these violations, three servicemen of the armed forces of the Republic of Azerbaijan were wounded. It should be particularly noted that during the reporting period the armed forces of Armenia considerably intensified fire not only from their positions in the occupied territories of Azerbaijan, but also from the territory of Armenia, targeting both the military and civilian objects across the front line and the border between Azerbaijan and Armenia.

The period was also marked by new instances of non-combat violence among Armenian military personnel serving in the occupied territories of Azerbaijan. According to mass media reports, confirmed by the Ministry of Defence of Armenia, private Hovannes Vardanyan was taken to the mental hospital after 14 months of military service in the occupied territories of Azerbaijan, while private Hayk Mkrtchyan was shot dead by a fellow soldier on 7 September 2011. Expressing their serious concern about these facts, Armenian human rights organizations did not fail to add that during the period of ceasefire, in effect since 1994, as many as 1,500 Armenian soldiers have died as a result of non-combat violence.

It should be noted that the above-named soldiers, both citizens and residents of Armenia, were drafted into the armed forces of Armenia and assigned to serve in the occupied territories of Azerbaijan by the Republic of Armenia's Military

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Registration and Enlistment Offices of Ararat and Echmiadzin districts respectively. Besides, the investigation of both cases is being carried out by the Investigation Unit of the Ministry of Defence of Armenia under that country's Criminal Code. Accordingly, as in previous similar instances (see, for example, A/65/601-S/2010/615 and A/65/808-S/2011/226), the Ministry of Defence of Armenia exercises its investigative powers in the occupied territories of Azerbaijan, and the Criminal Code of Armenia applies to these territories.

I would also like to draw your attention to the letters dated 4 and 5 October 2011 from the Permanent Representative of Armenia (A/66/499-S/2011/621 and A/66/500-S/2011/622).

The Permanent Representative of Armenia attempts to interpret the illegal "elections" to the "local self-governing bodies" held on 18 September 2011 in the occupied Daghlyq Garabagh (Nagorno Karabakh) region of the Republic of Azerbaijan as the exercise by the Armenian inhabitants of their "fundamental human rights". However, he omits to mention the unenviable fate of the significantly larger Azerbaijani population of the same region, whose rights and freedoms were deliberately and savagely suppressed.

It is well known that Armenia used military force to seize the Azerbaijani lands, carry out total ethnic cleansing there and establish on the occupied territory of Azerbaijan the ethnically constructed subordinate separatist entity. It is undisputable that Azerbaijani territories are under occupation and that Armenia is an occupying Power within the meaning of the relevant international legal provisions. The international community has repeatedly stated the illegality of the separatist entity, which is none other than a product of aggression and racial discrimination, and declared all "elections" arranged so far in the occupied territories of Azerbaijan null and void. In this regard, it would be useful if the Permanent Representative of Armenia and his country's leadership could carefully read the relevant resolutions of the Security Council and the General Assembly, as well as the documents of other international organizations and numerous statements of many Member States.

The leadership of Armenia must realize that democracy cannot be propagated by the sword and that illegal acts cannot produce legal rights. It is obvious in this regard that one cannot demand the legitimation of privileges at the core of which is the discriminatory denial of fundamental rights and freedoms with respect to others. Indeed, the creation of a monoethnic culture in the seized Azerbaijani lands, both by expelling the Azerbaijani population and by refusing to permit its return, constitutes an integral part of Armenia's annexationist policy. The Universal Declaration of Human Rights, which the Permanent Representative of Armenia selectively quotes, makes it clear in the very first paragraph that "recognition of the inherent dignity and of the equal and inalienable rights of all members of the human family is the foundation of freedom, justice and peace in the world". Furthermore, article 2 of the Declaration stipulates that "everyone is entitled to all the rights and freedoms ... without distinction of any kind".

Therefore, against the background of continuing aggression against Azerbaijan, and of the occupation and ethnic cleansing of its territories, as a result of which about 1 million Azerbaijanis are prevented from returning to their homes, the arranging of any kind of voting process in the ethnically homogeneous occupied areas is unlawful and in no way can produce legal effects and impose a unilateral solution.

The Republic of Azerbaijan has no doubt, and the clearly expressed unanimity of the international community affirms this confidence, that the attempts of Armenia to give the ethnically constructed subordinate separatist regime set up by it in the occupied territories of Azerbaijan the appearance of legitimacy, independence and democracy are, a priori, doomed to failure.

I should be grateful if you would have the present letter and its annex circulated as a document of the General Assembly, under agenda items 35, 39 and 67, and of the Security Council.

(*Signed*) Agshin **Mehdiyev**
Ambassador
Permanent Representative

Annex to the letter dated 25 October 2011 from the Permanent Representative of Azerbaijan to the United Nations addressed to the Secretary-General

Violation of the ceasefire by the armed forces of the Republic of Armenia,[1] for the month of September 2011

Date	*Time*	*Fire point area*	*Direction*	*Used weapons*	*Casualties and damages*
1 September	—	Occupied area near Ashagi Veysalli village, Fizuli district	Adjacent area	Firearm and machine gun	Soldier of the armed forces of Azerbaijan, Farkhad Mustafazade, was wounded.
	11:10-11:20	Berkaber village, Ijevan district, Armenia	Gizilgadjili village, Gazakh district, Azerbaijan	Firearm and machine gun	—
	18:10-18:15	Occupied area near Ashagi Abdulrahmanli village, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
2 September	02:03-02:08	Occupied area near Ashagi Abdulrahmanli village, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	12:00-12:10	Occupied area near unknown heights, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	22:00-22:10	Occupied area near unknown heights, Khojavand district, Azerbaijan	Adjacent area	Firearm and machine gun	—
3 September	05:40-05:50	Parvakar village, Ijevan district, Armenia	Kohnagishlag village, Aghstafa district, Azerbaijan	Firearm and machine gun	—
4 September	20:05-20:20	Occupied area near Ashagi Abdulrahmanli village, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—

[1] Settlements of the Republic of Azerbaijan included in this information are under occupation by the Republic of Armenia or situated close to fire point areas.

Date	*Time*	*Fire point area*	*Direction*	*Used weapons*	*Casualties and damages*
5 September	00:15-00:35	Occupied area near Goyarkh village, Tartar district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	01:10-01:15	Occupied area near Ashagi Abdulrahmanli village, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	05:40-05:50	Occupied area near Meshdili village, Jabrayil district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	11:20-11:40	Unknown heights, Krasnoselsk district, Armenia	Unknown heights, Gadabay district, Azerbaijan	Firearm and machine gun	—
6 September	16:00-16:15	Mosesgergh village, Berd district, Armenia	Agdam village, Tovuz district, Azerbaijan Adjacent area	Firearm and machine gun	—
	21:30-21:40	Occupied area near Goranboy district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	21:40-21:50	Occupied area near Chayli village, Tartar district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	19:20-19:30 23:20-23:40 23:45-00:00	Occupied area near Javahirli and Garagashli villages, Agdam district, Azerbaijan	Adjacent area	Firearm and machine gun	—
7 September	00:05-00:30	Occupied area near Saridjali village, Agdam district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	10:30-10:40	Occupied area, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	13:30-13:50	Unknown heights, Krasnoselsk district, Armenia	Unknown heights, Gadabay district, Azerbaijan	Firearm and machine gun	—

Date	*Time*	*Fire point area*	*Direction*	*Used weapons*	*Casualties and damages*
	13:35-13:40 18:20-18:40	Berkaber village, Ijevan district, Armenia	Gizilgadjili village, Gazakh district, Azerbaijan	Firearm and machine gun	—
8 September	04:55-05:15	Occupied area near Shikhlar village, Agdam district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	05:00-05:10	Unknown heights, occupied Jabrayil district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	05:25-05:30	Occupied area near Ashagi Abdulrahmanli village, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	05:05-05:25	Occupied area near Chayli village, Tartar district, Azerbaijan	Adjacent area	Firearm and machine gun	Soldier of the armed forces of Azerbaijan, Telman Seyfullayev, was wounded.
	During the day	Occupied area adjacent to the front line, near the former military base in Uzundere at the foot of Shakh Bulaghi mountain, and near Khidirli village, Agdam district, Azerbaijan	—	Heavy artillery, tanks, as well as firearm and machine gun	Armed forces of Armenia conducted military exercises in the occupied territories of Azerbaijan. Artillery shells and explosions were heard in nearby settlements.
	During the day	Occupied area near Garakend village, Khojavand district, Azerbaijan	—	—	Armed forces of Armenia set on fire the area, covering 5-6 hectares.
	13:00-13:15	Krasnoselsk district, Armenia	Unknown heights, Gadabay district, Azerbaijan	Firearm and machine gun	—
	22:30-22:50	Occupied area near Giziloba village, Tartar district, Azerbaijan	Adjacent area	Firearm and machine gun	—

Date	*Time*	*Fire point area*	*Direction*	*Used weapons*	*Casualties and damages*
	22:45-23:00	Occupied areas near Kengerli village, Agdam district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	23:20-23:50	Occupied area near Kuropatkino village, Khojavand district, Azerbaijan	Adjacent area	Firearm and machine gun	—
9 September	12:15-12:25 22:30-22:40	Occupied area near Tapgaragoyunlu village, Goranboy district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	16:00-16:25 22:00-22:15	Berkaber village, Ijevan district, Armenia	Gizilgadjili village, Gazakh district, Azerbaijan	Firearm and machine gun	—
	22:30-22:40	Occupied area near Chayli village, Tartar district, Azerbaijan	Adjacent area	Firearm and machine gun	—
10 September	03:00-03:15	Occupied area near Giziloba village, Tartar district, Azerbaijan	Adjacent area	Firearm and machine gun	—
11 September	08:40-08:50 12:28-12:30	Berkaber village, Ijevan district, Armenia	Gizilgadjili village, Gazakh district, Azerbaijan	Firearm and machine gun	—
	18:15-18:30 23:30-23:40	Chinarli village and unknown heights, Berd district, Armenia	Koha Nabi and Aghbulag villages, Tovuz district, Azerbaijan	Firearm and machine gun	—
	19:30-19:40	Occupied area near Goranboy district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	23:45-23:55	Occupied area near Ashagi Abdulrahmanli village, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—

Date	*Time*	*Fire point area*	*Direction*	*Used weapons*	*Casualties and damages*
12 September	01:00-01:15	Occupied area near Goyarkh village, Tartar district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	02:30-03:00	Occupied area near Meshdili village, Jabrayil district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	12:15-12:25	Occupied areas near Saridjali village, Agdam district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	15:15-15:30	Occupied area near Chayli village, Tartar district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	22:25-22:30	Occupied area near Ashagi Abdulrahmanli village, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
13 September	00:40-00:50 01:10-01:20	Occupied area near Garakhanbeyli and Gorgan villages, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	02:35-02:43	Vozashen village, Ijevan district, Armenia	Unknown heights, Gazakh district, Azerbaijan	Firearm and machine gun	—
	20:20-20:25	Berkaber village, Ijevan district, Armenia	Gizilgadjili village, Gazakh district, Azerbaijan	Firearm and machine gun	—
	21:50-22:00	Occupied area near Goranboy district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	22:00-22:10	Occupied area near Javahirli village, Agdam district, Azerbaijan	Adjacent area	Firearm and machine gun	—

Date	*Time*	*Fire point area*	*Direction*	*Used weapons*	*Casualties and damages*
14 September	03:50-04:00	Occupied area near Meshdili village, Jabrayil district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	03:50-04:00 04:05-04:10 05:10-05:15 05:10-05:25	Occupied area near Goradiz town, Ashagi Abdulrahmanli and Ashagi Seyidahamdli villages, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	18:10-18:20	Occupied area near Ashagi Abdulrahmanli village, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	22:00-22:05	Occupied area near Goradiz town, Azerbaijan	Adjacent area	Firearm and machine gun	—
	23:20-23:30	Occupied area near Yusifjanli village, Agdam district, Azerbaijan	Adjacent area	Firearm and machine gun	—
15 September	02:20-02:40	Gorgan village, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	Lieutenant of the armed forces of Azerbaijan, Gabil Abdullayev, was wounded.
	05:20-05:35	Occupied area near Goyarkh village, Tartar district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	10:50-11:05 11:00-11:10 22:50-22:54	Occupied area near Goradiz and Gorgan villages, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	20:50-21:25	Unknown heights, Berd district, Armenia	Garalar village, Tovuz district, Azerbaijen	Firearm and machine gun	—

Date	*Time*	*Fire point area*	*Direction*	*Used weapons*	*Casualties and damages*
16 September	11:30-11:50	Unknown heights, Krasnoselsk district, Armenia	Unknown heights, Gadabay district, Azerbaijan	Firearm and machine gun	—
	14:50-15:00	Berdavan village, Noyanberyan district, Armenia	Kemerli village, Gazakh district, Azerbaijan	Firearm and machine gun	—
	12:55-13:10	Occupied area near Goygol district, Azerbaijan	Adjacent area	Firearm and machine gun	—
17 September	04:00-04:10	Occupied area near Goyarkh village, Tartar district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	04:30-04:35	Occupied area near Javahirli village, Agdam district, Azerbaijan	Adjacent area	Firearm and machine gun	—
18 September	09:15-09:45	Parvakar village, Ijevan district, Armenia	Kohnagishlag village, Aghstafa district, Azerbaijan	Firearm and machine gun	—
	12:55-13:10	Occupied area near Goygol district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	17:23-17:35	Garasu village, Berd district, Armenia	Unknown heights, Tovuz district, Azerbaijan	Firearm and machine gun	—
	09:40-09:50	Occupied area near Tapgaragoyunlu village, Goranboy district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	20:40-21:10	Occupied area, Jabrayil district, Azerbaijan	Adjacent area	Firearm and machine gun	—
19 September	11:15-11:20	Occupied area near Meshdili village, Jabrayil district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	22:05-22:15	Occupied area near Dashkasan district, Azerbaijan	Adjacent area	Firearm and machine gun	—

Date	*Time*	*Fire point area*	*Direction*	*Used weapons*	*Casualties and damages*
	22:05-22:10	Occupied area near Tapgaragoyunlu village, Goranboy district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	22:20-22:30 23:10-23:25	Occupied area near Goyarkh and Chayli villages, Tartar district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	22:35-22:40	Occupied area near Kuropatkino village, Khojavand district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	23:00-23:15	Parvakar village, Ijevan district, Armenia	Unknown heights, Aghstafa district, Azerbaijan	Firearm and machine gun	—
20 September	04:40-05:00	Occupied area near Meshdili village, Jabrayil district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	04:40-05:00	Occupied area near Garakhanbeyli village, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	18:25-18:50	Occupied area near Kuropatkino village, Khojavand district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	18:50-18:55	Berdavan village, Noyanberyan district, Armenia	Kemerli village, Gazakh district, Azerbaijan	Firearm and machine gun	—
	21:00-21:10	Parvakar village, Ijevan district, Armenia	Kohnagishlag village, Aghstafa district, Azerbaijan	Firearm and machine gun	—
21 September	10:00-10:15 22:10-22:20 23:05-23:40 23:35-23:40	Occupied area near Javahirli and Shurabad villages, Agdam district, Azerbaijan	Adjacent area	Firearm and machine gun	—

Date	*Time*	*Fire point area*	*Direction*	*Used weapons*	*Casualties and damages*
	10:15-10:30 13:00-13:15	Occupied area near Tapgaragoyunlu village, Goranboy district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	15:00-15:20 19:10-19:15	Occupied area near Goradiz town and unknown heights in the Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	22:00-22:15	Occupied area near Kuropatkino village, Khojavand district, Azerbaijan	Adjacent area	Firearm and machine gun	—
22 September	12:45-12:55	Berdavan village, Noyanberyan district, Armenia	Kemerli village, Gazakh district, Azerbaijan	Firearm and machine gun	—
	14:30-14:35	Occupied area near Merzili village, Agdam district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	16:50-17:00 16:30-17:17 20:15-20:30	Aygedzor and Mosesgerkh villages, Berd district, Armenia	Mundjuglu, Alibayli and Agdam villages, Tovuz district, Azerbaijan	Firearm and machine gun	—
	17:00-17:20	Unknown heights near the Gadabay district, Azerbaijan	Adjacent area	Firearm and machine gun	—
23 September	10:00-10:25 16:00-16:10	Occupied area near Kuropatkino village, Khojavand district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	12:00-12:30	Unknown heights, occupied Jabrayil district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	17:20-17:27	Occupied area near Goygol district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	19:10-19:15	Chinarli village, Berd district, Armenia	Aghbulag village, Tovuz district, Azerbaijan	Firearm and machine gun	—

Date	*Time*	*Fire point area*	*Direction*	*Used weapons*	*Casualties and damages*
24 September	00:45-01:00 01:40-01:55 02:20-02:30	Occupied area near Giziloba and Goyarkh villages and unknown heights, Tartar district, Azerbaijan	Adjacent area	Firearm and machine gun	—
25 September	10:20-10:50	Occupied area near Dashkasan district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	22:10-22:20	Occupied area near Kuropatkino village, Khojavand district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	22:10-22:20	Occupied area near Chayli village, Tartar district, Azerbaijan	Adjacent area	Firearm and machine gun	—
26 September	00:20-00:25 02:40-02:44 03:10-03:20	Occupied area near Goradiz town and Ashagi Abdulrahmanli village, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	11:10-11:30	Occupied area near Goranboy district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	13:30-13:40	Unknown heights, Krasnoselsk district, Armenia	Unknown heights, Gadabay district, Azerbaijan	Firearm and machine gun	—
	17:30-17:40	Occupied area near Kuropatkino village, Khojavand district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	21:35-21:45	Berdavan village, Noyanberyan district, Armenia	Kemerli village, Gazakh district, Azerbaijan	Firearm and machine gun	—
27 September	20:55-21:00	Occupied area near Kuropatkino village and unknown heights, Khojavand district, Azerbaijan	Adjacent area	Firearm and machine gun	—

Date	*Time*	*Fire point area*	*Direction*	*Used weapons*	*Casualties and damages*
28 September	06:45-06:50	Occupied area near Kuropatkino village and unknown heights, Khojavand district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	16:50-17:10	Occupied area near unknown heights, Khojavand district, Azerbaijan	Adjacent area	Firearm and machine gun	—
	22:40-22:55	Occupied area near Saridjali village, Agdam district, Azerbaijan	Adjacent area	Firearm and machine gun	—
29 September	16:50-17:10	Berkaber village, Ijevan district, Armenia	Gizilgadjili village, Gazakh district, Azerbaijan	Firearm and machine gun	—
	16:50-16:55	Occupied area near Goradiz town, Fizuli district, Azerbaijan	Adjacent area	Firearm and machine gun	—
30 September	23:10-23:30	Unknown heights, Berd district, Armenia	Koha Nabi and Aghbulag villages, Tovuz district, Azerbaijan	Firearm and machine gun	—